HON'BLE SHRI G.S.SINGHVI, THE CHIEF JUSTICE
AND
HON'BLE SHRI JUSTICE C.V. NAGARJUNA REDDY

WRIT PETITION No. 24923 OF 2002

Between:

Bharatiya Kisan Sangh, AP Unit,
Regd. No. 134/78,
Rep., by its Vice President of the State Unit
Bh. Vijaya Ramaraju,
S/o. Suryanarayana raju,
Aged about 61 years, r/o. Tenali,
Tanuku, West Godavari District
and another

…Petitioners

AND

District Collector, West Godavari District,
Eluru and three others

...Respondents

: O R D E R :

Counsel for the petitioners : Shri P.Ponna Rao for Shri K.S. Murthy
Counsel for the respondents : Assistant Government Pleader for Irrigation

August 3, 2007

Per G.S.SINGHVI, CJ

In this petition, the petitioners have made the following substantive prayer:

> "I therefore pray that this Hon'ble court may be pleased to issue a writ of mandamus declaring the action of the respondents in selecting the pipes which are to be closed and open under various canals of Godavari Western Delta irrigated under Dhavaleshwaram barrage as unconstitutional and violative under Articles 14 and 21 of Constitution of India and consequently direct the authorities to take steps to see that all the pipes in all the main canals of the Godavari western delta are left open and not a single drop of water flows into fish tanks or prawn tanks either in the Godavari Delta or Kolleru lake after setting aside extraneous proceedings issued by R2 on 16.11.02, 27.11.02 and 5.12.02 and pass such order or other orders as deem fit in the interest of justice".

Learned counsel for the petitioners says that the writ petition has become infructuous and the same may be disposed of as such. Ordered accordingly.

As a sequel to disposal of the writ petition as infructuous, interim order dated 31-12-2002 is vacated and WPMP No. 31420 of 2002 is dismissed.

G.S. SINGHVI, CJ

C.V. NAGARJUNA REDDY, J

August 3, 2007

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